

# California Department of Insurance

## Fraud Division

### September 2011 Workers' Compensation Fraud Convictions

Effective January 01, 2005, Assembly Bill 2866 (Frommer) enacted Insurance Code Section 1871.9 requiring the posting of all workers' compensation fraud convictions to the CDI website.

Per section 1871.9, the department shall post all of the following information on its Internet Web site for each person, as defined in Section 19, convicted of a violation of this article (1871.4), Section 11760 or 11880, Section 3700.5 of the Labor Code or Section 487 or 550 of the Penal Code, if the violation involved workers' compensation insurance, services or benefits:

- The name, case number, county or court and other identifying information with respect to the case.
- The full name of the defendant.
- The city and county of the defendant's last known residence or business address.
- The date of conviction.
- A description of the offense.
- The amount of money alleged to have been defrauded.
- A description of the punishment imposed, including the length of any sentence of imprisonment and the amount of any fine imposed.

The information required to be posted under this section shall be maintained on the department Web site for a period of five years from the date of conviction or until the department is notified in writing by the person that the conviction has been reversed or expunged.

**Note:** If new documentation has been received that in any way affects the conviction information contained herein, please forward that documentation with an explanation to:

Bureau Chief, Workers' Compensation Program  
9342 Tech Center Drive, Suite 100  
Sacramento, CA 95826

A determination to make any changes will be made within sixty (60) days of receipt of the information.

## **September 2011 Workers' Compensation Fraud Convictions**

**Case Number:** BA380318

**County:** Los Angeles

**Defendant:** Richard Douglas Antonette

**City/County of Residence:** Not Available at this time

**Conviction Date:** 09/26/11

**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)

**Amount Allegedly Defrauded:** TBD

**Sentence:** 1 Day County Jail, 200 Hours Community Service, 3 Years Formal Probation, \$200 Civil Fine

**CDI Case Number:** 09BW021302

**County:** Alameda

**Defendant:** Luis Enrique Aponte

**City/County of Residence:** Hayward/Alameda

**Conviction Date:** 09/15/11

**Offense:** 1 Count of IC 1871.4(a)(2) (False or Misleading in Support of Claim)

**Amount Allegedly Defrauded:** \$25,464

**Sentence:** 2 Days County Jail, 5 Years Formal Probation, \$10,004.12 Restitution, \$200 Civil Fine

**CDI Case Name:** Millenium Roofing Enterprise

**CDI Case Number:** 09CW001830

**County:** Los Angeles

**Defendant:** Roberto Carbajal

**City/County of Residence:** Monterey Park/Los Angeles

**Conviction Date:** 09/28/11

**Offense:** 1 Count of PC 550(b)(3) (Failure to Disclose), (Misdemeanor)

**Amount Allegedly Defrauded:** \$4,080

**Sentence:** 250 Hours Community Service (Completed), 3 Years Summary Probation, \$100 Criminal Fine

**CDI Case Number:** 09CW006549

**County:** Los Angeles

**Defendant:** Jacqueline Pactricia Clifton

**City/County of Residence:** Los Angeles/Los Angeles

**Conviction Date:** 09/07/11

**Offense:** 1 Count of PC 550(b)(3) (Failure to Disclose)

**Amount Allegedly Defrauded:** \$53,927

**Sentence:** 100 Hours Community Service, 3 Years Formal Probation \$18,239 Restitution, \$200 Criminal Fine

**Case Number:** 62-108395  
**County:** Amador (Prosecuted by Placer County)  
**Defendant:** Joshua David Roelle  
**City/County of Residence:** Tahoe Vista/Placer  
**Conviction Date:** 09/29/11  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** N/A  
**Sentence:** 1 Year Informal Probation, \$2,500 Workers' Compensation Fraud Fund

**Case Number:** TCM255742  
**County:** Tulare  
**Defendant:** Carlos Melgoza Rojas  
**City/County of Residence:** Porterville/Tulare  
**Conviction Date:** 9/07/2011  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** N/A  
**Sentence:** 24 Months Summary Probation, \$110 Civil Fine, \$430 Criminal Fine

**Case Number:** TCM256587  
**County:** Tulare  
**Defendant:** Jose Madrigal Sanchez  
**City/County of Residence:** Farmersville/Tulare  
**Conviction Date:** 09/21/2011  
**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)  
**Amount Allegedly Defrauded:** N/A  
**Sentence:** 40 Hours Community Service, 24 Months Summary Probation, \$1,500 Criminal Fine

**CDI Case Number:** 08BW015212  
**County:** Contra Costa  
**Defendant:** Jenelle Silva  
**City/County of Residence:** Oakley/Contra Costa  
**Conviction Date:** 09/15/11  
**Offense:** 1 Count of PC 487(a)/508 (Grand Theft/Embezzlement)  
**Amount Allegedly Defrauded:** 85,460  
**Sentence:** 90 Days Electronic Home Detention, 3 Years Formal Probation, \$85,460 Restitution, \$200 Civil Fine, \$10,000 paid on 09/16/2011

**CDI Case Number:** 10EW008358  
**County:** San Diego  
**Defendant:** Billy E. Smith  
**City/County of Residence:** Puyallup, (Pierce County) Washington  
**Conviction Date:** 09/26/11  
**Offense:** 1 Count of PC 550(b)(3) (Failure to Disclose)  
**Amount Allegedly Defrauded:** \$13,877.84  
**Sentence:** 1 Day County Jail, 3 Years Summary Probation, \$13,877.84 Restitution, \$200 Civil Fine, \$800 Criminal Fine

**CDI Case Number:** 11JW007140

**County:** Los Angeles

**Defendant:** Leobo Sosa

**City/County of Residence:** Newhall/Los Angeles

**Conviction Date:** 09/29/2011

**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation)

**Amount Allegedly Defrauded:** N/A

**Sentence:** 3 Days County Jail, 200 Hours Community Service, 3 Years Formal Probation, \$200 Civil Fine

**Case Number:** 2008038077

**County:** Ventura

**Defendant:** Patricia Ann Tokarksi

**City/County of Residence:** La Quinta/Riverside

**Conviction Date:** 09/13/11

**Offense:** 1 Count of IC 1871.4(a)(1) (Make or Cause to be Made a Knowingly False or Fraudulent Material Statement or Material Representation for the Purpose of Obtaining Compensation) (Misdemeanor)

**Amount Allegedly Defrauded:** TBD

**Sentence:** 1 Day County Jail, 200 Hours Community Services (to be completed by 11/21/2012), 36 Months Conditional Probation, \$100 Civil Fine

**CDI Case Name:** Discount Tire

**CDI Case Number:** 10HW013654

**County:** Riverside

**Defendant:** Michael Anthony Wahl, Jr.

**City/County of Residence:** Lake Elsinore/Riverside

**Conviction Date:** 09/09/11

**Offense:** 1 Count of PC 550(b)(3) (False or Fraudulent Claim or Statement)

**Amount Allegedly Defrauded:** \$5,080

**Sentence:** 120 Day County Jail (To Be Served in the Work Release Program), 36 Months Formal Probation, \$5,080 Restitution, \$200 Civil Fine, \$1,000 Criminal Fine, Pay Cost of Probation Supervision-Amount To Be Determined, (Cost will range from \$591 to \$3,744)

**CDI Case Number:** 08AW008940

**County:** Placer

**Defendant:** Blanche E. Yeaton

**City/County of Residence:** Granite Bay/Placer

**Conviction Date:** 09/14/11

**Offense:** 1 Count of PC 550(b)(2) (False Statement) (Misdemeanor)

**Amount Allegedly Defrauded:** \$32,601

**Sentence:** 180 Hours Community Service, 2 Years Conditional Probation \$100 Criminal Fine

**CDI Case Name:** Rankin UD Scaffold Inc.

**CDI Case Number:** 10BW010526

**County:** Alameda

**Defendant:** Mark Anthony Young

**City/County of Residence:** Pinole/Contra Costa

**Conviction Date:** 09/12/11

**Offense:** 1 Count of LC 3700.5 (No Workers' Compensation Insurance)

**Amount Allegedly Defrauded:** N/A

**Sentence:** 3 Days County Jail, 36 Months Conditional Probation, \$2,500 Restitution, \$200 Civil Fine, \$3,000 Criminal Fine, \$1,000 to Workers' Compensation Fraud Assessment Board